

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
_____ DIVISION

IN RE: _____ (Debtor's Name) Case No. 0__ - _____
Soc. Sec. # XXX-XX-_____

_____ (Debtor's Name) Chapter 13
Soc. Sec. # XXX-XX-_____
Debtor(s)

**AFFIDAVIT BY DEBTOR(S) REQUESTING CONFIRMATION OF PLAN AND
CERTIFYING COMPLIANCE WITH REQUIREMENTS OF 11 U.S.C. SECTION 1325**

STATE OF VIRGINIA
CITY/COUNTY OF _____

1. The Debtor(s) in this case, having been duly sworn, hereby state(s) the following under oath. **THESE STATEMENTS ARE CERTIFIED BY THE DEBTOR(S) TO BE TRUE AND ACCURATE AS OF THE DATE OF PLAN CONFIRMATION.**

2. All objections to confirmation which were filed with the Court in this case have been resolved.

3. I/We have made all payments to secured creditors and taxing authorities which have come due since the date on which this case was filed and which I/we were required to make directly to such creditor or taxing authority. I/we understand that such payments include all mortgage payments, car payments or other secured debts being paid directly, real estate taxes, personal property taxes, federal income taxes, and state income taxes which have come due since this case was filed.

4. Select either A. or B.:

_____ A. Since the filing of this bankruptcy case, I/we have not been required by a judicial or administrative order, or by statute, to pay any domestic support obligation [as that term is defined in 11 U.S.C. section 101(14A)].

_____ B, I/We have paid all amounts that first became due and payable after the filing of this bankruptcy case which I/we were required to pay under a domestic support obligation [as that term is defined in 11 U.S.C. section 101(14A)] required by a judicial or administrative order, or by statute.

5. I/we have filed all Federal, State, and local tax returns required by law to be filed for all taxable periods ending during the four year period ending on the date of the filing of this

bankruptcy case.

By signing this affidavit, I/we acknowledge that all of the above statements are true and accurate and that the Court may rely upon the truth of each of these statements in determining whether to confirm my/our Chapter 13 Plan. I/we understand that the Court may revoke confirmation of the Chapter 13 Plan if the statements relied upon are not accurate.

Signed:

/s/ _____
Debtor

/s/ _____
Debtor

Subscribed and sworn to before me, a Notary Public, by the debtors named in this affidavit this _____ day of _____, 200 ____.

/s/ _____
Notary Public

My commission expires: _____

Attorney's Certification

I certify that I am counsel of record for the debtor(s), that I have reviewed this Affidavit with the debtor(s), and that I am filing a copy of this Affidavit with the Court and with the Chapter 13 Trustee this _____ day of _____, 200 ____.

/s/ _____
Attorney for debtor(s)

(If debtor(s) not represented by an Attorney): Debtor's(s') Certification

I certify that I am filing via first class mail or the Court's CM/ECF system a true copy of this Affidavit with the Court and with the Chapter 13 Trustee this _____ day of _____, 200 ____.

/s/ _____
Debtor

Notes to "Affidavit by Debtor(s) Requesting Confirmation of Plan and

Certifying Compliance with Requirements of 11 U.S.C. section 1325"

The attached Affidavit is proposed by the Chapter 13 Trustees as a document which will allow the Debtor(s) to comply with the new confirmation requirements of 11 U.S.C. section 1325. While this form is not mandatory, it will allow the Debtor(s) to provide the information required by that section without having to appear and testify in person or provide other appropriate documentation. If the Debtor(s) do not file this affidavit with the Court in a timely manner prior to the confirmation hearing (at least 10 days prior to the hearing), confirmation may be delayed or denied absent compliance with section 1325 in some other appropriate manner.